



**Town of Arlington, Massachusetts**  
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## Minutes 07/18/2011

### TOWN OF ARLINGTON BOARD OF SELECTMEN

#### Meeting Minutes

Monday, July 18, 2011

7:15 p.m.

Present: Ms. Rowe, Chair, Mr. Greeley, Vice Chair, Mrs. Mahon, Mr. Dunn and Ms. LaCourt

Also Present: Mr. Chapdelaine, Ms. Rice and Mrs. Krepelka

1. a) Approval/Vote: Extend Maximum Useful Life of Certain Equipment Funded by Upcoming Borrowing
  - b) Approval: Proceed with Upcoming General Obligation Bond Issue
- Stephen Gilligan, Treasurer & Collector of Taxes

The Board voted to proceed with borrowing as outlined in Mr. Gilligan's recommendation for the Town of Arlington to issue General Obligation Bonds in the total amount of \$3,939,530. This bond issue includes:

- \*\$1,329,530.00 of Capital Projects voted under Article 57 section (3) of the 2011 Annual Town Meeting.
  - \*\$1,300,000 for Reconstruction of Sewerage and Sewerage facilities voted under Article 59 of the 2011 Annual Town Meeting (M.W.R.A. Loan Assistance is not available), and
  - \*\$1,310,000 converting existing taxable Bond Anticipation Notes (BAN) for the Symmes Site development project to bonds.
- Mrs. Mahon moved approval. SO VOTED (5-0)

The Board also voted the following:

Voted: that the maximum useful life of the department equipment listed below to be financed with the proceeds of the \$247,000 of the \$1,329,530 borrowing authorized by the vote of the Town passed May 16, 2011 (Article 57 (3)) is hereby determine pursuant to G.L. c44, Subsection 7(9) to be as follows.

Purpose	Borrowing Amount	Maximum Useful Life
Fire Alarm System	\$ 75,000.	20 Years
Thermal Imaging Camera	\$ 24,000.	5 Years
Armkus Tool Cutter	\$ 18,000.	5 Years
Sander Body	\$ 16,000.	5 Years
Road Patch Heater	\$ 51,000.	10 Years
1 Ton Dump Truck	\$ 63,000	7 Years

Mr. Dunn moved approval. SO VOTED (5-0)

#### FOR APPROVAL

2. CONSENT AGENDA (one vote required for approval of all items)
  - a. Minutes of Meetings: June 27, 2011, July 5, 2011, July 12, 2011  
 Ms. Rowe abstained from voting on the June 27th minutes.  
 Mr. Dunn asked that the minutes reflect his request under Item #7.  
 Mrs. Mahon moved approval. SO VOTED (5-0)
  - b. Reappointment: Comptroller  
 Ruth Lewis  
 (term to expire 3/01/14)  
 Ms. LaCourt moved approval. SO VOTED (5-0)
  - c. Reappointment: Board of Youth Services  
 Lori Talanian  
 (term to expire 6/30/2014)  
 Mr. Greeley moved approval. SO VOTED (5-0)

- d. Reappointment: Constable  
Vincent Natale, Jr.  
(term to expire 6/30/2014)

Mr. Greeley moved approval.

SO VOTED (5-0)

- e. Reappointments: Council on Aging  
Ann Fitzgerald  
Joanne Morel  
Lucila Prates  
(terms to expire 6/30/2014)

Mrs. Mahon moved approval.

SO VOTED (5-0)

- f. Reappointment: Redevelopment Board  
Andrew West  
(term to expire 6/30/2014)

Ms. LaCourt moved approval.

SO VOTED (5-0)

- g. Reappointments: Historic District Commissions  
Martha Penzenik  
(term to expire 7/31/2013)  
Thomas Smurzynski  
(term to expire 8/31/2013)

Mr. Greeley moved approval.

SO VOTED (5-0)

- h. Contractor/Drainlayer License  
Black Diamond Landscapes, Inc., 33 Ryder Street, Arlington, MA

Mr. Dunn moved approval.

SO VOTED (5-0)

- i. Contractor/Drainlayer License  
Ruggeri General Contracting, Inc., 82 Walnut Street, Belmont, MA

Mr. Greeley moved approval.

SO VOTED (5-0)

- 3. National Grid Petition/ Boulevard Road  
Dennis Regan  
(all abutters notified)

Mr. Ratner, 31 Boulevard Road, appeared before Board to say he had no objections to the installation of gas main.

Mr. Greeley moved approval.

SO VOTED (5-0)

#### Public Hearings

- 4. Alcohol Compliance Report: Midami Asian Cuisine  
Juliana Rice, Town Counsel

Mr. Greeley recommended a 3 day suspension for a first offense. Said suspension will be in September on a Wednesday, Thursday and Friday. Midami Asian Cuisine can remain open to serve food and non-alcoholic beverages on those days but will be unable to sell any alcoholic beverages during the suspension. Mrs. Mahon suggested to Ms. Wang that her employees should attend a "Tips/Serve Safe Training" program. Ms. Rice advised the Board that the office uses its fee structure as an incentive for applicants to complete the "Tips" program.

Mr. Greeley moved approval of three (3) day suspension.

SO VOTED (5-0)

SO VOTED (5-0)

- 5. ABCC Compliance Report: Menotomy Beer and Wine  
Juliana Rice, Town Counsel

The Board found no evidence that the store was open on Memorial Day, May 30, 2011.

As evidence, Mr. Duggan presented a weekly log of sales showing Menotomy Beer and Wine did not have any sales on Memorial day. The Board does not anticipate taking further action with regard to the alleged violation. Ms. Rice will draft a letter for the Board to send showing resolution of matter.

Mr. Greeley moved no violation at this time.

SO VOTED (5-0)

#### APPOINTMENTS

- 6. Appointment: Cemetery Commission  
Gloria Turkall  
(term to expire 6/30/2014)

Mr. Greeley moved approval.

SO VOTED (5-0)

- 7. Appointments: Arlington Historic District Commissions  
Jodie L. Black  
Jade Cummings

(terms to expire 7/31/2014)

Ms. Rowe thanked both candidates for volunteering to work on the Board and stated she would like to meet with Ms. Black and Ms. Cummings to discuss the brick sidewalks at the Senior Center, Maple Street. Ms. Rowe will ask Joanne Robinson, member of the Arlington Historic District Commission, to meet with them. Both candidates said they would be delighted to meet and offer any help they could. The Board thanked both candidates for their willingness to serve the Town.

Mr. Greeley moved approval.

SO VOTED (5-0)

8. Request: Common Victualler License - The Savory Plate  
Kenneth McCord, Caitlyn McCord Lyons, Jonathan Lyons,  
Savory Plate Foods, Inc., 1346 Massachusetts Ave

Mr. Greeley moved approval subject to conditions as set forth.

SO VOTED (5-0)

9. Request: Common Victualler License-The Madrona Plate  
Tanya Abraham, Madrona Tree Inc., 315 Broadway

Mr. Greeley moved approval subject to conditions as set forth.

SO VOTED (5-0)

10. Request: Common Victualler License- Subway  
Saverio P. Fulciniti, Highland Hospitality, LLC., 669 Mass. Ave.  
Mr. Greeley moved approval subject to conditions as set forth.

SO VOTED (5-0)

#### CITIZENS OPEN FORUM

Except in unusual circumstances, any matter presented for consideration of the Board shall neither be acted upon, nor a decision made the night of the presentation in accordance with the policy under which the Open Forum was established.

Stephen Harrington, 74 Columbia Road, appeared before the Board regarding a problem he feels exists involving parking in Mount Pleasant Cemetery. His parents and other family members are buried in four adjacent grave sites on the left side as you enter the cemetery from Sachem Avenue. He stated he drives by this entrance to the cemetery several times per day and it has always bothered him that commuters use the cemetery to park all day and one car all night sometime on top of his parents' grave. In the past, he has brought it to the attention of cemetery workers, police officers and twice to the day officer at the desk. He has witnessed fire trucks and other large pieces of equipment also stored along this stretch of cemetery road for long periods of time.

The road surface and non-existent curbing is not sufficient for the parking of heavy equipment and the paved road has deteriorated to the point that is impacting the grave sites. His extended family of over 100 Arlington residents, many of whom have loved ones resting in the four impacted grave sites, were appalled at the condition of the graves when he interred his brother there on Friday, July 15th. Mr. Harrington asked that the Board restrict parking in the cemetery to only those vehicles with cemetery business. He is also asking that a sign be placed inside the cemetery by Sachem Avenue limiting parking by time to end commuter and all night parking in the cemetery.

The Board all agreed that they had problems with all day and night parking in the cemetery.

Ms. Rowe asked Deputy Town Manager Chapdelaine to arrange a meeting with Officer Corey Rateau, James Dodge, and the Cemetery Commissioners to find a solution to this problem and report back to the Board at their August meeting.

#### TRAFFIC RULES & ORDERS/OTHER BUSINESS

- 12.. Vote: Transportation Advisory Committee  
Hardy School, School Zone and Parking Changes  
Jeff Maxtutis, Co-Chair, TAC  
Scott Smith, Working Group Lead, TAC

The following recommendations were unanimously recommended by TAC:

1. Establish a legal school zone, with 20 mph speed limit, around the school
2. Changes in on-street parking regulations, as detailed below

Location: South side Mass Ave between Chandler and Egerton (except for existing handicapped space) Change: No parking, drop-off only 7:45 - 8:15 AM Mon. - Fri. Sept. - June Reason: Establish a remote drop-off zone. Parking restriction only applies at times when adjacent businesses are closed and parking demand is light.

Location: North side of Brooks Avenue, extending 50' easterly from Chandler Change: No parking 7:45 - 8:45 AM, 1:45 - 2:45 PM When school is in session Reason: Improve mobility and visibility at the Brooks / Chandler intersection

Location: Unpaved municipal lot at Lake Street and the bike path. (9 spaces) Change: Parking by permit only, Monday-Friday Reason: Establish an overflow lot for school staff, to minimize overflow parking in the neighborhood.

Location: East Arlington residential streets Change: Provide permits to exempt from the 2 hour limit (no signage needed) Reason: Some additional parking may be needed for school staff. Rather than designating one street, staff members will be encouraged to park in on a number of streets, to avoid excessive concentration of parked vehicles on one street.

The Board approved the recommendations of TAC with the understanding that two additional Traffic Supervisors will be added to Hardy School to ensure safety of the school children.

Ms. Rowe made a motion that if two Traffic Supervisors were not retained that the TAC would have to come before the Board with an alternative plan. SO VOTED (5-0)

#### Schedule for 2012 Town Election

Juliana Rice, Town Counsel

The Board asked Ms. Rice to get more clarification from Town Clerk Lucarelli as to when the 2012 Town election may be called, and also asked that Ms. Lucarelli attend their next meeting.

Mr. Greeley moved to table until the next meeting on August 22nd. SO VOTED (5-0)

#### Correspondence Received

John J. Griffin Request: Name Plaza Located at Gerald Cusack Be Rec'd

Arl. Housing Terrace, the Brian R. Greeley Memorial Plaza

Authority

Mr. Greeley moved to refer to the Public Memorial Committee. SO VOTED (5-0)

Mrs. Mahon moved receipt of correspondence. SO VOTED (5-0)

#### New Business

Mr. Chapdelaine reported he had received two telephone calls regarding the removal of trees for construction purposes - Safe Routes to School, Dallin School Tree Removal. A resident at 51 George Street called regarding the tree adjacent to his house. He felt the tree should not be removed but after he spoke to Wayne Chouinard, Town Engineer, he understood why the tree has to be removed. Mr. Chapdelaine also received a telephone call from a neighbor that didn't feel any of the trees should be removed. After the scope of the project was explained to her, she understood.

Ms. Rowe stated she had just received a letter from the Mass. State Lottery Commission stating that an application for a Keno license had been received by the MSLC from the Columbus Club, 15 Winslow Street.

The Board has no objection to said license.

Mr. Dunn moved receipt of letter. SO VOTED (5-0)

Mrs. Mahon and Mr. Dunn inquired of Deputy Town Manager as to when an update regarding the reconstruction of Forest Street would be on the Website. Michael Rademacher is working on said notice and it should be on website within the week.

Mrs. Mahon asked Deputy Town Manager Chapdelaine if he would contact the DCR regarding the planting of grass seed and cattails that were removed last year at Sunnyside Avenue. Mrs. Mahon feels there has been enough time for this situation to be rectified.

Mrs. Mahon asked Deputy Town Manager if Jay Gonzalez, Secretary of the Executive Office for Administration and Finance would be issuing the rules and regulations of the new law (GIC).

Mrs. Mahon does not want to rush through this process and wants to be sure we make every effort to allow unions and non-unions to educate their members. Because we are in the middle of summer, she does not feel that we have that time before September 1st. Mrs. Mahon doesn't care if the Town is not the 1st town to enter the GIC, but does care about the town and its employees to do the right thing with a careful thought out and deliberate process. Mrs. Mahon wants the Manager or Deputy Town Manager to give the PEC at least 24 to 48 hours notice because it is her understanding that once the PEC has been notified the 30 day clock starts ticking.

Ms. Rowe also asked the Deputy Town Manager if we could get an extension of time.

Mr. Dunn apologized for not being at the meeting on July 12 - he was on vacation, but if he had been at said meeting he would have voted yes for the GIC and he endorses the Board's decision. Mr. Dunn stated we need to be in the GIC January 1st and if we do not go into GIC by January 1st it is going to cost the Town money.

Ms. LaCourt stated that at the present time we are between a rock and a hard place by September 1st. We cannot make changes any sooner than January 1, 2012. The costs of the GIC plan is approximately \$5 million which includes \$1 million in premium savings for the employees which is why the Town savings is \$4 million.

Mrs. Mahon moved to adjourn at 8:47 p.m.

SO VOTED (5-0)

A true record: Attest

Marie A. Krepelka  
Board Administrator

Next scheduled meeting of BoS August 22, 2011.